

Post Office Box 1549
Jasper, Alabama 35502-1549

Telephone: (205) 387-0501
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**DRUMMOND
COMPANY, INC.**

Candice
NPR

SAM-2011-01312-CTM

September 13, 2011

U.S. Army Corps of Engineers

A Department of the Army permit will not be
required for your project as proposed.

C. Wheelahan
PROJECT MANAGER
REGULATORY DIVISION

9/19/11
DATE

Ms. Cindy J. House-Pearson
U.S. Department of Army Corps of Engineers
218 Summit Parkway, Suite 222
Homewood, AL 35209

RE: Permit Revision for Shannon Mine Dragline Deadhead Route
Tuscaloosa and Jefferson Counties, AL

Dear Cindy:

We are assisting Twin Pines, LLC in the process of submitting a surface coal mining permit revision to the Alabama Surface Mining Commission in Jasper, Alabama for technical review as prescribed by the Alabama Surface Mining Act No. 81-435 and its regulations which resulted from the Federal Surface Mining Control and Reclamation Act No. 95-87. The revision proposes to construct a temporary deadhead road to walk a dragline from the Peterson area of Tuscaloosa County to Twin Pines, LLC's Shannon Mine in Jefferson County. The majority of the area has been previously disturbed for surface mine activities.

Conversations with you and Candice Wheelahan have indicated that Section 404(f)(e) of your regulations allows an exemption for temporary roads used to move mining equipment as long as BMPs are utilized to minimize adverse effects on the aquatic environment. Candice has verified this to me by email on June 15, 2011. For ASMC permit coordination, I would appreciate your official verification.

If you need any additional information in order to make comments concerning the proposed mine area, please give me a call at (205) 384-2300 at your earliest convenience. I thank you for your attention and consideration.

Sincerely,

Dwight Hicks
Dwight Hicks
For Twin Pines, LLC

DH:sc/DRH34027LTR

Enclosures

SEP 14 2011